



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Asada et al. Atty Dkt: 1118/191
Serial No: 10/734,732 Art Unit: Not known
Date Filed: December 12, 2003 Examiner: Not known
Invention: VIBRATORY VENOUS AND ARTERIAL OXIMETRY SENSOR

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Washington, D.C. 20231 on January 27, 2004.


Samuel J. Petuchowski

Commissioner for Patents
Washington, DC 20231

PRELIMINARY AMENDMENT

Dear Sir:


Please amend the Specification as follows by adding the following text prior to the first paragraph:

--This invention was made with Government support under Grant Number DAMD17-02-2-2006, awarded by the Army. The Government has certain rights in the invention. --

Respectfully submitted,

Dated: January 27, 2004

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01118/00191 292024.1


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Practitioner's Docket No. 1118/191

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Haruhiko H. Asada, Phillip Shaltis

Application No.: 10/734,732

Group No.: Not yet assigned

Filed: 12/12/2003

Examiner: Not yet assigned

For: Vibratory Venous and Arterial Oximetry Sensor

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

*(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)*

I hereby certify that, on the date shown below, this correspondence is being:

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☒ deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

☒ with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____


Signature

Date: January 27, 2004

Samuel J. Petuchowski

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY				
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE			
TOTAL	20	- 20	= 0	x \$ 9.00	= \$ 0.00			
INDEP.	3	- 3	= 0	x \$ 43.00	= \$ 0.00			
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$ 0.00	= \$ 0.00			
TOTAL ADDIT. FEE					\$ 0.00			

No additional fee for claims is required.

FEE DEFICIENCY

5. An additional extension and/or fee is required, charge Account No. 19-4972.

An additional fee for claims is required, charge Account No. 19-4972.

Date: January 27, 2004



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